

Senator moves to amend the delete-everything amendment (SCS4271A-9) to S.F. No. 4271 as follows:

Page 1, after line 4, insert:

"Section 1. Minnesota Statutes 2022, section 626.5534, is amended to read:

626.5534 USE OF FORCE REPORTING; INDEPENDENT INVESTIGATIONS REQUIRED.

Subdivision 1. **Report required.** A chief law enforcement officer must provide the information requested by the Federal Bureau of Investigation about each incident of law enforcement use of force resulting in serious bodily injury or death, as those terms are defined in the Federal Bureau of Investigation's reporting requirements, to the superintendent of the Bureau of Criminal Apprehension. The superintendent shall adopt a reporting form for use by law enforcement agencies in making the report required under this section. The report must include for each incident all of the information requested by the Federal Bureau of Investigation.

Subd. 2. **Use of information collected.** A chief law enforcement officer must file the report under subdivision 1 once a month in the form required by the superintendent. The superintendent must summarize and analyze the information received and submit an annual written report to the chairs and ranking minority members of the house of representatives and senate committees with jurisdiction over public safety. The superintendent shall submit the information to the Federal Bureau of Investigation.

Subd. 3. **Independent investigations required.** (a) When an incident of law enforcement use of force results in death, an investigation of the incident must be undertaken by the Bureau of Criminal Apprehension's Independent Use of Force Investigations Unit established under section 299C.80. If a peace officer employed by the Bureau of Criminal Apprehension uses force in the incident the procedure outlined in section 299C.80 will be followed.

(b) A law enforcement agency must fully cooperate with and promptly respond to requests for information from the entity conducting an investigation mandated under paragraph (a).

(c) An entity that conducts an investigation under this subdivision must prepare a report detailing the entity's investigation and promptly deliver the report to the prosecutor for the county in which the incident occurred. Within six months of receiving a report under this paragraph, a prosecuting authority must release their findings to the public if a law enforcement officer involved in the incident is not charged with a crime. If a prosecuting authority determines that there is no basis to file charges against a peace officer involved

2.1 in the incident prior to six months elapsing from the date of receiving the report, the
2.2 prosecutor must publicly disclose the prosecutor's determination and simultaneously release
2.3 the report to the public.

2.4 (d) The attorney general may petition a court for a writ of mandamus to compel an
2.5 agency to comply with the requirements of this subdivision."

2.6 Renumber the sections in sequence and correct the internal references